

General and registered by the Comptroller of Public Accounts, and further providing the restrictions and limitations under which such new bonds may be registered by the Comptroller; providing that this Act is cumulative and in addition to all other statutes on the subject of such revenue bonds and repeals only such laws and parts of laws as are in conflict herewith; repealing all laws and parts of laws in conflict herewith and particularly that expression contained in Article 1113, Revised Civil Statutes of Texas, which reads, 'No part of the income of any such systems shall ever be used to pay any other debt, expense or obligation of such city or town, until the indebtedness so secured shall have been finally paid'; and declaring an emergency."

Referred to the Committee on Counties.

ADJOURNMENT

On motion of Mr. Huffman, the House, at 1:40 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORT

The Committee on Labor filed a favorable report on House Bill No. 824.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, April 3, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 136, A bill to be entitled "An Act to promote, encourage, increase, and stimulate the use and sale of rice; to promote the prosperity and welfare of rice growers and producers in the State of Texas through the conducting of a publicity, sales promotion and development campaign; to conduct research in and develop new uses for rice and rice products; to levy and impose a

tax or assessment on rice milled in the State of Texas, and to provide for the collection thereof to create a rice development fund; to create a rice development commission to administer and to control the rice development campaign, and to provide the powers, duties and authority and to define the terms of office of said commission; to provide when and how said levy or tax shall be paid and collected; to provide penalties for the violation of this Act; to provide for cooperation and joint action in said development campaign with officers, boards, commissions, departments or other authorities created or which may be created in the State of Louisiana and Arkansas upon which similar powers, duties and purposes have been or may be conferred; to repeal all laws or parts of laws in conflict herewith; fixing the effective date of the Act; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

FORTY-NINTH DAY

(Friday, April 4, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Carrington
Allen	Cato
Allison	Celaya
Alsup	Chambers
Anderson	Clark
Avant	Cleveland
Bailey	Coker
Baker	Colson, Mrs.
Bean	Connelly
Benton	Craig
Blankenship	Crossley
Boone	Crosthwait
Brawner	Daniel
Bray	Davis
Bridgers	Deen
Brown	Dickson of Bexar
Bruhl	Dickson of Nolan
Bundy	Dove
Burkett	Duckett
Carlton	Dwyer

Ellis	McLellan
Eubank	McMurry
Evans	McNamara
Favors	Manford
Ferguson	Manning
Files	Markle
Fitzgerald	Martin
Fuchs	Matthews
Gandy	Montgomery
Garland	Moore
Gilmer	Morgan
Goodman	Morris
Halsey	Morse
Hanna	Murray
Hardeman	Nicholson
Hargis	Pace
Harris of Dallas	Parker
Harris of Hill	Pevehouse
Hartzog	Phillips
Heflin	Price
Helpinstill	Rampy
Henderson	Reed of Bowie
Hileman	Reed of Dallas
Hobbs	Ridgeway
Howard	Rhodes
Huddleston	Roark
Huffman	Roberts
Hughes	Sallas
Humphrey	Senterfitt
Hutchinson	Sharpe
Isaacks	Shell
Jones	Skiles
Kelly	Smith of Bastrop
Kennedy	Smith of Atascosa
Kersey	Spacek
Kinard	Spangler
Klingeman	Stanford
Knight	Stinson
Lansberry	Stubbs
Lehman	Thornton
Little	Turner
Lock	Vale
Love	Voigt
Lowry	Walters
Lucas	Wattner
Lyle	Weatherford
McAlister	White
McDonald	Whitesides
McGlasson	Winfree

Absent—Excused

Bell	King
Bullock	Leyendecker
Burnaman	McCann
Donald	Mills
Howington	Simpson
Hoyo	Taylor

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"O, Lord, our Lord, how excellent is Thy name in all the earth. May we know that Thou are God, and beside Thee there is none other. We praise Thee again for our opportunities of service, for the open gates, and for the trust that has been committed unto us. Grant that even in this day our deeds may bless the people of our State and please Thee. For Christ's sake. Amen."

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Bullock and Mr. Burnaman for today on motion of Mr. Eubank.

Mr. Mills for today on motion of Mr. Brawner.

Mr. Donald for today on motion of Mr. Hobbs.

Mr. Reed of Bowie temporarily for today on motion of Mr. Reed of Dallas.

Mr. Hoyo for today on motion of Mr. Ridgeway.

Mr. McCann for today on motion of Mr. Senterfitt.

Mr. King for today on motion of Mr. Cleveland.

Mr. Taylor for today on account of Military Service on motion of Mr. McAlister.

The following Members were granted leaves of absence on account of illness:

Mr. Simpson for today on motion of Mr. Stubbs.

Mr. Bell for today on motion of Mr. Morris.

Mr. Howington for today on account of illness in family on motion of Mr. Chambers.

Mr. McNamara temporarily for today on motion of Mr. McGlasson.

MESSAGE FROM THE SENATE

Austin, Texas, April 4, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 152, A bill to be entitled "An Act authorizing eligible cities as defined herein to issue refunding bonds; etc., and declaring an emergency."

H. B. No. 412, A bill to be entitled "An Act amending Section 3 of House Bill No. 1152, Regular Session, Forty-fifth Legislature, so as to permit the sale of minnows in Johnson County; and declaring an emergency."

H. B. No. 503, A bill to be entitled "An Act regulating the use of duck blinds in the waters of Harrison and Marion Counties, Texas; etc., and declaring an emergency." (With amendment.)

H. B. No. 504, A bill to be entitled "An Act amending House Bill No. 386, Forty-sixth Legislature, providing a closed season for taking game and fish on Caddo Lake and all fresh waters of Harrison and Marion Counties; etc., and declaring an emergency." (With amendment.)

Respectfully,

BOB BARKER,

Secretary of the Senate.

TO REQUEST CERTAIN INFORMATION OF THE DIES INVESTIGATING COMMITTEE

Mr. Morris offered the following resolution:

H. S. R. No. 179, To Request Certain Information.

Whereas, It has recently been charged on the floor of this House that there exists at The University of Texas subversive and other harmful un-American activities; and

Whereas, Other similar charges have been made against the University of Texas from time to time without the submission of any direct evidence to substantiate these charges and rumors; and

Whereas, The Dies Investigating Committee came to Texas in July, 1940, for the purpose of investigating subversive and un-American activities in this State, at which time Mr. Dies himself reported to the press that these rumors had come to him and that his Committee was going to make an investigation of The University of Texas, of the State

teachers colleges, and other State educational institutions; and

Whereas, On the day Chairman Dies gave this statement to the press that he was going to investigate these rumors Major J. R. Parten, Chairman of the Board of Regents of The University of Texas, addressed a communication to Chairman Dies in which he promised full cooperation of the Regents of the University in his investigation and asked that any information discovered by the committee be submitted to the Board of Regents for their confidential use and promising him that the Regents would take whatever action seemed to be indicated by the facts disclosed; and

Whereas Chairman Dies, Promised in a communication addressed to Chairman Parten under date of August 13 that he would make a complete transcript of the record of his investigation available to the Board of Regents; and

Whereas, Since this was not done; on October 2, October 28, and December 3 Chairman Parten again addressed similar requests to Chairman Dies asking for the promised transcripts; and

Whereas, Up to the present time Chairman Dies has not made such transcripts available to the Board of Regents; and

Whereas, This House, as a branch of the Legislature of Texas, is charged by the Constitution of Texas with the responsibility of operating a university of the first class and of seeing that the University at all times is in harmony with the spirit and ideals of our American democracy; and

Whereas, Such unsubstantiated charges and rumors tend to undermine the confidence of the people in the University and thus hamper its effectiveness;

Therefore be it resolved by the House of Representatives of the State of Texas, That this House go on record as supporting the request of the Board of Regents for the official transcript of Chairman Dies' investigation of The University of Texas; and

Be it further resolved, That a

copy of this resolution be transmitted to Chairman Dies.

MORRIS,
BELL,
MARKLE,
FILES,
TAYLOR,
GILMER,
LYLE,
SKILES.

The resolution was read second time.

Mr. Lock moved that the resolution be tabled.

Mr. Hanna raised a point of order on further consideration of the resolution at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Morris moved to suspend the Rules relative to the consideration of resolutions until the above resolution is disposed of.

The motion to suspend the Rules was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—76

Allison	Fuchs
Alsup	Garland
Anderson	Gilmer
Avant	Goodman
Benton	Halsey
Boone	Hardeman
Bray	Harris of Dallas
Bridgers	Hartzog
Brown	Hobbs
Carlton	Howard
Carrington	Huddleston
Cato	Huffman
Celaya	Hughes
Cleveland	Humphrey
Coker	Hutchinson
Connelly	Isaacks
Crosthwait	Kelly
Davis	Kersey
Dickson of Bexar	Klingeman
Dickson of Nolan	Knight
Dove	Lansberry
Duckett	Lehman
Dwyer	Little
Eubank	Love
Evans	Lyle
Files	McDonald
Fitzgerald	McGlasson

Manford
Markle
Moore
Morgan
Morris
Morse
Parker
Phillips
Rampy
Ridgeway
Roark

Sallas
Senterfitt
Sharpe
Skiles
Smith of Bastrop
Stanford
Thornton
Vale
Voigt
Wattner
Weatherford

Nays—47

Allen	Lucas
Bailey	McAlister
Bean	McLellan
Bruhl	McMurry
Bundy	Manning
Chambers	Martin
Clark	Matthews
Colson, Mrs.	Montgomery
Craig	Murray
Daniel	Nicholson
Deen	Pace
Ellis	Price
Favors	Reed of Bowie
Ferguson	Reed of Dallas
Gandy	Rhodes
Hanna	Roberts
Hargis	Smith of Atascosa
Heflin	Spacek
Helpinstill	Stinson
Henderson	Stubbs
Hileman	Walters
Kinard	White
Lock	Whitesides
Lowry	

Absent

Baker	Kennedy
Blankenship	Pevehouse
Brawner	Shell
Burkett	Spangler
Crossley	Turner
Harris of Hill	Winfree
Jones	

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	McNamara
Donald	Mills
Howington	Simpson
Hoyo	Taylor
King	

Mr. Morse again moved to suspend the Rules relative to the consideration of resolutions until the above resolution is disposed of.

The motion to suspend the Rules was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—78

Allison	Huddleston
Alsup	Huffman
Anderson	Hughes
Avant	Humphrey
Benton	Hutchinson
Boone	Isaacks
Brawner	Kennedy
Bray	Kersey
Bridgers	Klingeman
Brown	Knight
Carlton	Lansberry
Carrington	Love
Cato	Lyle
Celaya	McGlasson
Cleveland	Manford
Coker	Markle
Connelly	Moore
Crosthwait	Morgan
Daniel	Morris
Davis	Morse
Dickson of Bexar	Parker
Dickson of Nolan	Pevehouse
Dove	Phillips
Duckett	Rampy
Dwyer	Reed of Dallas
Eubank	Ridgeway
Evans	Roark
Files	Sallas
Fitzgerald	Senterfitt
Fuchs	Sharpe
Garland	Shell
Gilmer	Skiles
Goodman	Smith of Bastrop
Halsey	Stanford
Harris of Dallas	Thornton
Harris of Hill	Vale
Hartzog	Voigt
Hobbs	Wattner
Howard	Weatherford

Nays—47

Allen	Favors
Bailey	Ferguson
Baker	Gandy
Bean	Hanna
Bruhl	Hargis
Bundy	Heflin
Burkett	Helpinstill
Chambers	Henderson
Clark	Hileman
Colson, Mrs.	Kinard
Craig	Lock
Crossley	Lowry
Deen	Lucas
Ellis	McAlister

McLellan	Reed of Bowie
McMurry	Rhodes
Manning	Roberts
Martin	Smith of Atascosa
Matthews	Spacek
Montgomery	Stinson
Murray	Walters
Nicholson	White
Pace	Whitesides
Price	

Absent

Blankenship	McDonald
Hardeman	Spangler
Jones	Stubbs
Kelly	Turner
Lehman	Winfree
Little	

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	McNamara
Donald	Mills
Howington	Simpson
Hoyo	Taylor
King	

MOTION TO INSTRUCT COMMITTEE ON INSURANCE

Mr. McAlister moved that the Committee on Insurance be instructed to report House Bill No. 325 to the House not later than next Wednesday.

The motion was lost.

RELATIVE TO HOUSE BILL NO. 322

Mr. Huddleston moved to suspend all necessary Rules for the purpose of making a motion to reconsider the vote by which House Bill No. 322 was tabled.

The motion to suspend the Rules was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—69

Allison	Connelly
Anderson	Craig
Avant	Crossley
Bailey	Daniel
Baker	Davis
Boone	Deen
Carrington	Dove
Cato	Duckett
Chambers	Dwyer

Ellis	Manford
Evans	Manning
Favors	Matthews
Ferguson	Moore
Fuchs	Morgan
Gandy	Murray
Garland	Pace
Goodman	Parker
Halsey	Pevehouse
Hargis	Price
Helpinstill	Rampy
Hileman	Reed of Bowie
Hobbs	Ridgeway
Huddleston	Roark
Huffman	Roberts
Hutchinson	Sallas
Kennedy	Sharpe
Kersey	Smith of Bastrop
Kinard	Smith of Atascosa
Knight	Spacek
Lehman	Turner
Lock	Walters
Lowry	White
Lucas	Whitesides
McLellan	Winfree
McMurry	

Nays—59

Allen	Hughes
Alsup	Humphrey
Bean	Isaacks
Benton	Kelly
Brawner	Klingeman
Bray	Lansberry
Bridgers	Little
Brown	Love
Bruhl	Lyle
Bundy	McAlister
Burkett	McGlasson
Carlton	Markle
Clark	Martin
Cleveland	Morris
Coker	Morse
Colson, Mrs.	Nicholson
Crosthwait	Phillips
Dickson of Nolan	Reed of Dallas
Eubank	Rhodes
Files	Senterfitt
Fitzgerald	Skiles
Gilmer	Spangler
Hanna	Stanford
Hardeman	Stinson
Harris of Dallas	Thornton
Harris of Hill	Vale
Hartzog	Voigt
Heflin	Wattner
Henderson	Weatherford
Howard	

Absent

Blankenship	Dickson of Bexar
Celaya	Howington

Jones	Montgomery
McDonald	Shell
McNamara	Stubbs

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	Mills
Donald	Simpson
King	Taylor
Hoyo	

HOUSE BILL NO. 205 ON SECOND READING

The Speaker laid before the House, as special order, on its second reading and passage to engrossment,

H. B. No. 205, A bill to be entitled "An Act to amend Section 25, Section 31, Section 32 and Section 65 of House Bill No. 407, Chapter 4, page 602, of the Acts of the 46th Legislature, Regular Session (1939); defining "department"; providing a method and manner of issuing receipts and certificates of title when a lien is disclosed thereon, adding Subsection (a) under Section 32 as amended, limiting the use of duplicate copies of said receipts and certificates of title; providing for the transfer of the Certificate of Title Section of the Department of Public Safety of the State of Texas to the Highway Department of the State of Texas and designating the same as a division within said department, amending the repealing clause of said Act, and creating an emergency."

The bill was read second time.

Mr. Hartzog offered the following committee amendment to the bill:

Amend House Bill No. 205 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That Section 1, House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, be amended so that the same shall hereafter read as follows:

"Section 1. This Act shall be referred to, cited and known as the 'Certificate of Title Act,' and in the enactment hereof it is hereby declared to be the legislative intent

and public policy of this State to lessen and prevent the theft of motor vehicles and the importation into this State of and traffic in stolen motor vehicles, and the sale of encumbered motor vehicles without the enforced disclosure to the purchaser of any and all liens for which any such motor vehicle stands as security, and the provisions hereof, singularly and collectively, are to be liberally construed to that end. The following terms as herein defined shall control in the enforcement and construction of this Act."

Sec. 2. That Section 25, House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, be amended so that the same shall hereafter read as follows:

"Sec. 25. The term 'department' means the State Highway Department of the State of Texas."

Sec. 3. That Section 31, House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, be amended so that the same shall hereafter read as follows:

"Sec. 31. Every designated agent in this State receiving an application for certificate of title shall, when the provisions hereof have been complied with, issue a receipt marked 'Original' to the applicant and shall note thereon the required information concerning the motor vehicle and the existence or non-existence of liens as disclosed in the application and deliver such receipt upon payment of the required fees to the applicant; provided, however, that in the event there is a lien disclosed in the application, the said receipt shall be issued in duplicate, one of which shall be marked 'Original' and shall be mailed or delivered by every such designated agent to the first lien holder as disclosed in said application; the other said copy shall be marked 'Duplicate Original' and shall be mailed or delivered to the address of the applicant as disclosed in the said application, and such receipt pending the issuance of the certificate of title shall authorize the operation of such motor vehicle on the highways and public places within this State for a period of not to exceed (10) days and upon the expiration of such period of time shall cease to be effective for any

purpose, but may be renewed under such reasonable rules and regulations as may be promulgated by the Department."

Sec. 4. That Section 32, House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, be amended so that the same shall hereafter read as follows:

"Sec. 32. Every designated agent within this State shall on the same day issued by him forward to the Department by mail prepaid postage copies of all receipts issued by him together with such evidences of title as may have been delivered to him by the several applicants, and the Department within five (5) days after receiving such application, if upon inspection thereof it is satisfactorily shown that the certificate of title should issue, shall issue certificate of title marked 'Original' on the face thereof and send the same to the address of the applicant as given in his application by first class mail; provided, however, that in the event there is a lien disclosed in the application the said certificate of title shall be issued in duplicate, one of which shall be marked 'Original' and shall be mailed to the address of the first lien holder as disclosed in said certificate of title by first class mail; the copy of said certificate of title shall be marked 'Duplicate Original' and shall be sent by first class mail to the address of the applicant as given in his application."

Sec. 5. That Section 36, House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, be amended so that the same shall hereafter read as follows:

"Sec. 36. Should a certificate of title, 'Duplicate Original' or 'Original,' be lost or destroyed, the owner or lien holder thereof may procure a certified copy of same directly from the Department by making affidavit upon such form as may be prescribed by the Department from time to time, accompanied by a fee of Twenty-five (\$.25) Cents, which shall be deposited in The State Highway Fund and be expended as provided by Section 57 of this Act, provided, however, that the certified copy of the certificate of title marked 'Original' shall issue only to

the first lien holder where a lien is disclosed thereon. Said certified copy and all subsequent certificates of title issued, until transfer of ownership of said motor vehicle, shall be plainly marked across their faces 'Certified Copy,' and all subsequent purchasers or lien holders of said motor vehicle shall acquire only such rights, title or interest in such motor vehicles as the holder of the said certified copy had, provided, however, that upon the transfer of title to said motor vehicle, the words 'Certified Copy' shall be eliminated from the new certificate of title. Any purchasers or lien holders of such motor vehicle may at the time of such purchase or at the time lien is established require the seller or owner to indemnify him and all subsequent purchasers of said motor vehicle against any loss which he or they may suffer by reason of any claim or claims presented upon the said original certificate of title. In the event of recovery of the said certificate of title, 'Duplicate Original' or 'Original' thereof, the said owner shall forthwith surrender the same to the Department for cancellation and the words 'Certified Copy' shall be eliminated from said certificates thereafter issued by the Department."

Sec. 6. That Section 57, House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, be amended so that the same shall hereafter read as follows:

"Sec. 57. Each applicant for a certificate of title or reissuance thereof shall pay to the designated agent the sum of Fifty (\$0.50) Cents, of which Twenty-five (\$0.25) Cents shall be retained by the designated agent from which he shall be entitled to sufficient money to pay expenses necessary to efficiently perform the duties set forth herein, and the remaining Twenty-five (\$0.25) Cents shall be forwarded to the Department for deposit to The State Highway Fund, together with the application for certificate of title within twenty-four (24) hours after same has been received by said designated agent, from which fees the Department shall be entitled to and shall use sufficient money to pay all expenses necessary to efficiently administer and perform the duties

set forth herein, and there is hereby appropriated to the Department all of such fees for salaries, traveling expense, stationery, postage, contingent expenses and all other expenses necessary to administer this Act through the biennium ending August 31, 1943."

Sec. 7. That Section 65, House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, be amended so that the same shall hereafter read as follows:

Sec. 65. That Article 1434, Chapter 8, Title 17 of the Penal Code of Texas, 1925, as amended by Chapter 77 of the First Called Session of the 40th Legislature and as amended by Chapter 29 of the 42nd Legislature, Regular Session, 1931, be and the same is hereby repealed, insofar as it requires the delivering of bills of sale on motor vehicles to the transferee when the same are sold or transferred. That Article 1435, Chapter 8, Title 17 of the Penal Code of Texas, 1925, as amended by Chapter 29 of the 42nd Legislature, Regular Session, 1931, be and the same is hereby repealed. That Article 5490 of the Revised Civil Statutes of Texas, 1925, Acts of the 39th Legislature, Chapter 157, page 368, be and the same is hereby repealed insofar only as it affects the filing and recording of liens on motor vehicles. That all Acts or parts of Acts inconsistent with this Act insofar as they may affect motor vehicles or title thereto are hereby repealed."

Sec. 8. That a new section to be known as Section 1A be added to read as follows:

"Sec. 1A. The provisions of House Bill No. 407, Chapter 4, Acts of the 46th Legislature, Regular Session, and as by this Act amended, shall not apply to the filing or recording of a lien or liens which are created only upon tires, radios, heaters, or other automobile accessories."

Sec. 9. That a new section to be known as Section 24A be added to read as follows:

"Sec. 24A. The certificate of title section, and its personnel, property, equipment and records, now a part of the Department of Public Safety of the State of Texas, are hereby

transferred to and placed under the jurisdiction of the Highway Department of the State of Texas."

Sec. 10. That a new section to be known as Section 32A be added to read as follows:

"Sec. 32A. The receipt of certificate of title marked 'Duplicate Original' shall be used only as evidence of title of said motor vehicle and shall not be used by any person in transferring any interest in said motor vehicle or to establish any lien thereon."

Sec. 11. All laws or parts of laws in conflict herewith are hereby repealed to the extent of such conflict only.

Sec. 12. The fact that motor vehicles with liens thereon are being purchased by innocent purchasers due to the present manner and method of issuing certificates of title; the fact that registration of motor vehicles is now under the jurisdiction and control of the Highway Department of the State of Texas and the issuing of certificates of title to motor vehicles is under the jurisdiction and control of the Department of Public Safety of the State of Texas, leaving the Highway Department without means of retaining a complete file on the ownership of motor vehicles, registered in this State throughout the year; the further fact that the present repealing clause in said Act is ambiguous and is causing confusion, creates an emergency, and an imperative public necessity that the Constitutional Rule requiring bills to be read on three (3) several days in each house be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The committee amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 205 was then passed to engrossment.

HOUSE BILL NO. 205 ON THIRD READING

Mr. Hartzog moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that House Bill No. 205 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Allison	Harris of Dallas
Alsup	Hartzog
Anderson	Heflin
Avant	Helpinstill
Bailey	Henderson
Baker	Hileman
Bean	Hobbs
Benton	Howard
Boone	Huddleston
Brawner	Huffman
Bray	Hughes
Bridgers	Humphrey
Brown	Hutchinson
Bruhl	Isaacks
Bundy	Kelly
Burkett	Kennedy
Carlton	Kersey
Carrington	Klingeman
Cato	Knight
Celaya	Lansberry
Chambers	Lehman
Cleveland	Little
Coker	Lock
Colson, Mrs.	Love
Connelly	Lowry
Craig	Lucas
Crossley	Lyle
Crosthwait	McAlister
Daniel	McDonald
Davis	McGlasson
Deen	Manford
Dickson of Bexar	Manning
Dickson of Nolan	Markle
Dove	Martin
Duckett	Matthews
Ellis	Montgomery
Evans	Moore
Favors	Morse
Ferguson	Murray
Files	Nicholson
Fitzgerald	Pace
Fuchs	Parker
Gandy	Pevehouse
Garland	Phillips
Hanna	Price
Hardeman	Rampy

Reed of Dallas	Stinson
Ridgeway	Thornton
Rhodes	Turner
Roark	Vale
Roberts	Voigt
Sallas	Walters
Senterfitt	Wattner
Sharpe	Weatherford
Shell	White
Skiles	Whitesides
Smith of Bastrop	Winfree
Spacek	

Absent

Allen	Jones
Blankenship	Kinard
Clark	McLellan
Dwyer	McMurry
Eubank	Morgan
Gilmer	Morris
Goodman	Smith of Atascosa
Halsey	Spangler
Hargis	Stanford
Harris of Hill	Stubbs

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	McNamara
Donald	Mills
Howington	Reed of Bowie
Hoyo	Simpson
King	Taylor

The Speaker then laid House Bill No. 205 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—124

Allen	Cato
Allison	Celaya
Alsup	Chambers
Anderson	Clark
Avant	Cleveland
Bailey	Coker
Baker	Colson, Mrs.
Bean	Connelly
Benton	Craig
Boone	Crosthwait
Brawner	Daniel
Bray	Davis
Bridgers	Deen
Brown	Dickson of Bexar
Bruhl	Dickson of Nolan
Bundy	Dove
Burkett	Duckett
Carlton	Ellis
Carrington	Favors

Ferguson	McMurry
Files	Manning
Fitzgerald	Markle
Fuchs	Martin
Gandy	Matthews
Garland	Montgomery
Goodman	Moore
Halsey	Morris
Hanna	Morse
Hardeman	Murray
Hargis	Nicholson
Harris of Dallas	Pace
Harris of Hill	Parker
Hartzog	Pevehouse
Heflin	Phillips
Helpinstill	Price
Henderson	Rampy
Hileman	Reed of Dallas
Hobbs	Ridgeway
Howard	Rhodes
Huddleston	Roark
Huffman	Roberts
Hughes	Sallas
Humphrey	Senterfitt
Hutchinson	Sharpe
Isaacks	Shell
Kelly	Skiles
Kennedy	Smith of Bastrop
Kersey	Smith of Atascosa
Klingeman	Spacek
Knight	Stanford
Lansberry	Stinson
Lehman	Stubbs
Little	Thornton
Lock	Turner
Love	Vale
Lowry	Voigt
Lucas	Walters
Lyle	Wattner
McAlister	Weatherford
McDonald	White
McGlasson	Whitesides
McLellan	Winfree

Absent

Blankenship	Jones
Crossley	Kinard
Dwyer	Manford
Eubank	Morgan
Evans	Spangler
Gilmer	

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	McNamara
Donald	Mills
Howington	Reed of Bowie
Hoyo	Simpson
King	Taylor

RELATIVE TO HOUSE SIMPLE
RESOLUTION NO. 178

On motion of Mr. Evans, House Simple Resolution No. 178 was laid on the table.

PROVIDING FOR JOINT SESSION
OF THE LEGISLATURE

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 37, Providing for Joint Session of the Legislature to hear Miss Helen Keller.

Whereas, By concurrent resolution passed heretofore, the Legislature of Texas invited Miss Helen Keller to address a joint session of the Legislature at a time convenient to her, and

Whereas, Miss Keller has indicated a desire to appear before such session at 11:30 a. m., April 8; therefore

Be it resolved by the Senate of Texas, the House of Representatives concurring, That a joint session be held in the House of Representatives at 11:30 a. m., April 8th, 1941, for the purpose of hearing an address by Miss Helen Keller and that a committee be appointed to escort Miss Keller to the House of Representatives, five to be appointed by the President of the Senate and five to be named by the Speaker of the House from their respective Houses.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort Miss Helen Keller to the Speaker's stand on Tuesday, April 8th:

Mr. Alsup, Mr. Martin, Mr. Dove, Mr. Fitzgerald and Mr. Huddleston.

PROVIDING FOR CERTAIN
ADJOURNMENT PERIOD

Mr. Chambers offered the following resolution:

H. C. R. No. 86, Providing for Certain Adjournment Period.

Whereas, The House of Representatives has been invited to attend the maneuvers at Camp Bowie on Army Day, Monday, April 7th, and

Whereas, It is the concensus of this House that it is a patriotic obligation that we owe our State to observe such day in a fitting manner, and

Whereas, This House has voted to visit Camp Bowie on April 7th, and

Therefore be it resolved, By the House of Representatives, the Senate concurring, Each House grant the other the right to adjourn until Tuesday morning at 10 o'clock, April 8th, 1941.

The resolution was read second time and was adopted.

HOUSE BILL NO. 136 ON THIRD
READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 136, A bill to be entitled "An Act to promote, encourage, increase, and stimulate the use and sale of rice; to promote the prosperity and welfare of rice growers and producers in the State of Texas through the conducting of a publicity, sales promotion and development campaign; to conduct research in and develop new uses for rice and rice products; to levy and impose a tax or assessment on rice milled in the State of Texas, and to provide for the collection thereof to create a rice development fund; to create a rice development commission to administer and to control the rice development campaign, and to provide the powers, duties and authority and to define the terms of office of said commission; to provide when and how said levy or tax shall be paid and collected; to provide penalties for the violation of this Act; to provide for cooperation and joint action in said development campaign with officers, boards, commissions, departments or other authorities created or which may be created in the State of Louisiana and Arkansas upon which similar powers, duties and purposes have been or may be conferred; to repeal all laws or parts of laws in conflict herewith; fixing the effective date of the Act; and declaring an emergency."

The bill was read third time.

Mr. Love moved that House Bill No. 136 be tabled.

The motion to table was lost.

House Bill No. 136 was then passed.

Mr. Love moved to reconsider the vote by which House Bill No. 136 was passed.

Mr. Hutchinson moved to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—55

Allison	Hutchinson
Anderson	Jones
Avant	Kennedy
Bean	Kinard
Bridgers	Knight
Brown	Little
Bundy	Lock
Carrington	Lowry
Chambers	Lucas
Clark	McAlister
Cleveland	McDonald
Crosthwait	McLellan
Daniel	McMurry
Davis	Manford
Deen	Manning
Dickson of Bexar	Martin
Duckett	Montgomery
Ellis	Murray
Evans	Nicholson
Favors	Parker
Ferguson	Rampy
Files	Ridgeway
Fuchs	Sallas
Halsey	Sharpe
Hanna	Weatherford
Harris of Dallas	Whitesides
Hobbs	Winfree
Huffman	

Nays—44

Bailey	Gandy
Baker	Gilmer
Benton	Hardeman
Boone	Hartzog
Brawner	Helpinstill
Burkett	Hileman
Connelly	Huddleston
Craig	Hughes
Crossley	Humphrey
Fitzgerald	Isaacks

Kelly	Phillips
Kersey	Rhodes
Klingeman	Roark
Lansberry	Shell
Lehman	Skiles
Love	Smith of Bastrop
McGlasson	Smith of Atascosa
Markle	Spacek
Moore	Stanford
Morris	Stinson
Morse	Stubbs
Pace	Walters

Present—Not Voting

Allen	Matthews
Alsup	Price
Bray	Reed of Dallas
Bruhl	Roberts
Colson, Mrs.	Senterfitt
Dove	Spangler
Eubank	Thornton
Hargis	Voigt
Heflin	Wattner
Henderson	White
Lyle	

Absent

Blankenship	Goodman
Carlton	Harris of Hill
Cato	Howard
Celaya	Morgan
Coker	Pevehouse
Dickson of Nolan	Turner
Dwyer	Vale
Garland	

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	McNamara
Donald	Mills
Howington	Reed of Bowie
Hoyo	Simpson
King	Taylor

PAIRED

Mr. Hargis (present), who would vote "yea," with Mr. Hoyo (absent), who would vote "nay."

HOUSE BILL NO. 364 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 364, A bill to be entitled "An Act amending Article 2700, Revised Civil Statutes, 1925, pertaining to the salaries of elective County Superintendents and to office and

traveling expense; providing for assistants to the County Superintendent; providing for a rural School Supervisor; providing for the manner of payment of County Administration Expense; providing for budgets for the purpose; providing for administering the Act and repealing all general and special laws in conflict herewith except such general laws as provide for a part of the office expense to be paid out of the general revenue of the county, and declaring an emergency."

The bill was read third time.

Mr. Alsup offered the following amendment to the bill:

Amend House Bill No. 364 by adding after the words "Section 1" the following:

"Article 2700, Revised Civil Statutes of Texas of 1925 is hereby amended so that it shall hereafter read as follows:" (paragraph).

The amendment was unanimously adopted.

Mr. Lock offered the following amendment to the bill:

Amend Substitute to House Bill No. 364, Section 1, by inserting after the word trustees in the last sentence of the section the following:

"upon the recommendation of the County Superintendent."

The amendment was unanimously adopted.

(Mr. Hanna in the Chair.)

House Bill No. 364 was then passed by the following vote:

Yeas—102

Allen	Carrington
Allison	Cato
Alsup	Celaya
Anderson	Chambers
Avant	Clark
Baker	Cleveland
Bean	Coker
Benton	Colson, Mrs.
Brawner	Connelly
Bridgers	Craig
Brown	Crosthwait
Bruhl	Daniel
Bundy	Dickson of Bexar
Carlton	Dove

Duckett	McDonald
Dwyer	McLellan
Ellis	McMurry
Eubank	Manford
Favors	Manning
Ferguson	Markle
Files	Matthews
Fuchs	Montgomery
Gandy	Morris
Gilmer	Murray
Halsey	Nicholson
Hanna	Pace
Hardeman	Parker
Harris of Dallas	Phillips
Hartzog	Rampy
Heflin	Reed of Dallas
Helpinstill	Ridgeway
Henderson	Roark
Hileman	Roberts
Howard	Sallas
Huddleston	Senterfitt
Huffman	Sharpe
Humphrey	Skiles
Hutchinson	Smith of Bastrop
Isaacks	Smith of Atascosa
Jones	Spacek
Kelly	Stanford
Kennedy	Stinson
Kinard	Stubbs
Klingeman	Thornton
Knight	Turner
Lehman	Walters
Little	Wattner
Lock	Weatherford
Love	White
Lyle	Whitesides
McAlister	Winfree

Nays—17

Bailey	Lansberry
Bray	Lucas
Burkett	Moore
Crossley	Pevehouse
Fitzgerald	Price
Hargis	Rhodes
Harris of Hill	Shell
Hobbs	Voigt
Hughes	

Present—Not Voting

Morgan	Morse
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Absent

Blankenship	Goodman
Boone	Kersey
Davis	Lowry
Deen	McGlasson
Dickson of Nolan	Martin
Evans	Spangler
Garland	Vale

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	McNamara
Donald	Mills
Howington	Reed of Bowie
Hoyo	Simpson
King	Taylor

Mr. Alsup moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the Chair.)

HOUSE BILL NO. 392 ON THIRD READING

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 392, A bill to be entitled "An Act amending House Bill No. 933, Acts of the Forty-sixth Legislature of the State of Texas; and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—97

Allen	Favors
Allison	Ferguson
Alsup	Files
Anderson	Fitzgerald
Avant	Fuchs
Bailey	Gandy
Baker	Gilmer
Bean	Halsey
Brawner	Hanna
Bridgers	Hardeman
Bruhl	Hargis
Bundy	Hartzog
Carlton	Heflin
Carrington	Helpinstill
Cato	Hileman
Clark	Huddleston
Cleveland	Huffman
Coker	Hughes
Colson, Mrs.	Hutchinson
Connelly	Isaacks
Daniel	Kelly
Deen	Kennedy
Dickson of Bexar	Kinard
Dove	Klingeman
Duckett	Knight
Dwyer	Lansberry
Ellis	Lehman
Evans	Little

Lock	Phillips
Love	Price
Lucas	Reed of Dallas
Lyle	Ridgeway
McDonald	Rhodes
McGlasson	Roark
McLellan	Sallas
McMurry	Sharpe
Manford	Smith of Bastrop
Manning	Spacek
Markle	Stanford
Martin	Stinson
Matthews	Stubbs
Montgomery	Turner
Morgan	Walters
Morris	Wattner
Morse	Weatherford
Murray	White
Pace	Whitesides
Parker	Winfree
Pevehouse	

Nays—10

Bray	Nicholson
Burkett	Roberts
Craig	Senterfitt
Davis	Smith of Atascosa
McAlister	Thornton

Absent

Benton	Henderson
Blankenship	Hobbs
Boone	Howard
Brown	Humphrey
Celaya	Jones
Chambers	Kersey
Crossley	Lowry
Crosthwait	Moore
Dickson of Nolan	Rampy
Eubank	Shell
Garland	Skiles
Goodman	Spangler
Harris of Dallas	Vale
Harris of Hill	Voigt

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	McNamara
Donald	Mills
Howington	Reed of Bowie
Hoyo	Simpson
King	Taylor

Mr. Turner moved to reconsider the vote by which House Bill No. 392 was passed.

The motion to reconsider prevailed.

Question: Shall House Bill No. 392 be passed?

Mr. Turner moved to postpone further consideration of House Bill No. 392 until 11:00 o'clock a. m. next Tuesday.

The motion prevailed.

Mr. Turner moved to reconsider the vote by which House Bill No. 392 was postponed.

The motion to reconsider prevailed.

Question recurring on the motion to postpone further consideration of House Bill No. 392 until 11:00 o'clock a. m. next Tuesday, it was lost.

Question: Shall H. B. No. 392 be passed?

House Bill No. 392 was then passed by the following vote:

Yeas—98

Allen	Harris of Hill
Allison	Hartzog
Alsup	Heflin
Avant	Helpinstill
Bailey	Henderson
Baker	Hileman
Bean	Hobbs
Benton	Huddleston
Boone	Hughes
Brawner	Hutchinson
Bridgers	Isaacks
Bruhl	Jones
Bundy	Kelly
Carrington	Kennedy
Cato	Klingeman
Celaya	Knight
Clark	Lehman
Cleveland	Little
Colson, Mrs.	Lock
Connolly	Love
Crossley	Lowry
Crosthwait	Lucas
Daniel	Lyle
Dickson of Bexar	McDonald
Duckett	McGlasson
Dwyer	McLellan
Ellis	McMurry
Evans	Manning
Ferguson	Markle
Files	Martin
Gandy	Montgomery
Garland	Moore
Gilmer	Morgan
Goodman	Morris
Halsey	Morse
Hardeman	Murray
Hargis	Pace
Harris of Dallas	Parker

Pevehouse
Phillips
Price
Rampy
Reed of Dallas
Ridgeway
Rhodes
Roberts
Sallas
Sharpe
Shell

Spacek
Stanford
Stinson
Stubbs
Turner
Walters
Wattner
Weatherford
White
Whitesides
Winfree

Nays—26

Bray	Kinard
Brown	Lansberry
Burkett	McAlister
Carlton	McNamara
Coker	Manford
Craig	Matthews
Davis	Roark
Eubank	Senterfitt
Favors	Skiles
Fitzgerald	Smith of Atascosa
Fuchs	Spangler
Hanna	Thornton
Huffman	Voigt

Absent

Anderson	Howard
Blankenship	Humphrey
Chambers	Kersey
Deen	Nicholson
Dickson of Nolan	Smith of Bastrop
Dove	Vale

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	Mills
Donald	Reed of Bowie
Howington	Simpson
Hoyo	Taylor
King	

HOUSE BILL NO. 13 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 13, A bill to be entitled "An Act providing for the deposit of moneys to the credit of the State Accumulation Fund of the Teacher Retirement System of Texas, repealing all laws and parts of laws in conflict with this Act, and declaring an emergency."

The bill was read second time.

Question: Shall House Bill No. 13 be passed?

SENATE BILL NO. 398 ON SECOND
READING

(By unanimous consent)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 398, A bill to be entitled "An Act amending Section 1 of H. B. No. 160, Acts of the First Called Session of the Forty-first Legislature, Chapter 83, page 209, as amended by H. B. No. 216, Acts of the Forty-seventh Legislature, Regular Session, by removing therefrom the restriction limiting the land which a city may purchase for airport purposes, to tracts of land within the county in which such city is situated; and providing that a city may acquire land by purchase, providing same be located within twelve miles of the corporate limits of such city, irrespective of whether the said land shall be within or without the boundaries of the county in which such city is located; and declaring an emergency."

The bill was read second time.

Mr. McAlister offered the following amendment to the bill:

Amend Senate Bill No. 398 as follows:

Amend Section 1-B by striking out the period after the word City in the last line of such paragraph and adding the following words after the word "City": That now has a population of more than 1500 according to the last preceding Federal Census.

The amendment was adopted.

Mr. McAlister offered the following amendment to the bill:

Amend Senate Bill No. 398 by striking out all of Section 1-A of the printed bill and insert in lieu thereof the following:

"Section 1. A. That the governing body of any incorporated city in this State may receive through gift or dedication, and is hereby empowered to acquire, by purchase without condemnation or by purchase through condemnation proceedings, and thereafter maintain and operate as an airport, or lease, or sell, to the Federal Government, or to any

individual, corporation or County within the State tracts of land either within or without the corporate limits of such city and within or without the county in which such city is situated, and the Commissioners Court of any county may likewise acquire, maintain and operate for like purpose tracts of land within or without the limits of the county, and said Commissioners Courts are further hereby authorized to lease the same to any city or municipality, within or without such county, or to any individual or corporation or to the Federal Government for the purpose of maintaining and operating an airport."

Mr. Gilmer offered the following substitute for the amendment by Mr. McAlister:

Amend Senate Bill No. 398 by striking out all of Section 1 A of the printed bill and inserting in lieu thereof the following:

"Section 1. A. That the governing body of any incorporated city in this State may receive through gift or dedication, and is hereby empowered to acquire, by purchase without condemnation or by purchase through condemnation proceedings, tracts of land either within or without the corporation limits of such city, and within or without the county in which such city is situated, and thereafter maintain and operate as an airport, or lease, or sell, to the Federal Government, or to any individual, corporation or county within the State, and the Commissioners Court of any county may likewise acquire, maintain and operate for like purpose tracts of land within or without the limits of the county, and said Commissioners Courts are further hereby authorized to lease the same to any city or municipality, within or without such county, or to any individual or corporation or to the Federal Government for the purpose of maintaining and operating an airport."

The substitute amendment was adopted.

The amendment, as substituted, was then adopted.

By unanimous consent of the House, the caption of the bill was

ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 398 was then passed to third reading.

SENATE BILL NO. 398 ON THIRD READING

Mr. Bundy moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that Senate Bill No. 398 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108

Allen	Hargis
Allison	Harris of Dallas
Avant	Heflin
Bailey	Helpinstill
Baker	Henderson
Bean	Hileman
Benton	Hobbs
Brawner	Howard
Bray	Huddleston
Bridgers	Hughes
Brown	Humphrey
Bruhl	Hutchinson
Bundy	Kelly
Burkett	Kennedy
Carlton	Kersey
Carrington	Kinard
Cato	Klingeman
Celaya	Knight
Clark	Lansberry
Cleveland	Lehman
Coker	Little
Colson, Mrs.	Lock
Connelly	Love
Craig	Lucas
Crossley	Lyle
Crothwait	McAlister
Daniel	McDonald
Davis	McGlasson
Dickson of Bexar	McMurry
Dove	McNamara
Duckett	Manford
Dwyer	Markle
Ellis	Martin
Eubank	Matthews
Ferguson	Montgomery
Files	Moore
Fitzgerald	Morgan
Gandy	Morse
Garland	Nicholson
Gilmer	Pace
Goodman	Pevehouse
Hanna	Phillips

Price	Stanford
Reed of Dallas	Stinson
Ridgeway	Stubbs
Roark	Thornton
Roberts	Turner
Sallas	Voigt
Senterfitt	Walters
Skiles	Wattner
Smith of Bastrop	Weatherford
Smith of Atascosa	White
Spacek	Whitesides
Spangler	Winfree

Absent

Alsup	Huffman
Anderson	Isaacks
Blankenship	Jones
Boone	Lowry
Chambers	McLellan
Deen	Manning
Dickson of Nolan	Morris
Evans	Murray
Favors	Parker
Fuchs	Rampy
Halsey	Rhodes
Hardeman	Sharpe
Harris of Hill	Shell
Hartzog	Vale

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	Mills
Donald	Reed of Bowie
Howington	Simpson
Hoyo	Taylor
King	

The Speaker then laid Senate Bill No. 398 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—108

Allen	Cato
Allison	Celaya
Avant	Clark
Bailey	Cleveland
Baker	Coker
Bean	Colson, Mrs.
Benton	Connelly
Brawner	Craig
Bray	Crossley
Bridgers	Crothwait
Brown	Daniel
Bruhl	Davis
Bundy	Dickson of Bexar
Burkett	Dove
Carlton	Duckett
Carrington	Dwyer

Ellis	McMurry
Eubank	McNamara
Ferguson	Manford
Files	Markle
Fitzgerald	Martin
Gandy	Matthews
Garland	Montgomery
Gilmer	Moore
Goodman	Morgan
Hanna	Morse
Hargis	Nicholson
Harris of Dallas	Pace
Heflin	Pevehouse
Helpinstill	Phillips
Henderson	Price
Hileman	Reed of Dallas
Hobbs	Ridgeway
Howard	Roark
Huddleston	Roberts
Hughes	Sallas
Humphrey	Senterfitt
Hutchinson	Skiles
Kelly	Smith of Bastrop
Kennedy	Smith of Atascosa
Kersey	Spacek
Kinard	Spangler
Klingeman	Stanford
Knight	Stinson
Lansberry	Stubbs
Lehman	Thornton
Little	Turner
Lock	Voigt
Love	Walters
Lucas	Wattner
Lyle	Weatherford
McAlister	White
McDonald	Whitesides
McGlasson	Winfree

Absent

Alsup	Huffman
Anderson	Isaacks
Blankenship	Jones
Boone	Lowry
Chambers	McLellan
Deen	Manning
Dickson of Nolan	Morris
Evans	Murray
Favors	Parker
Fuchs	Rampy
Halsey	Rhodes
Hardeman	Sharpe
Harris of Hill	Shell
Hartzog	Vale

Absent—Excused

Bell	Hoyo
Bullock	King
Burnaman	Leyendecker
Donald	McCann
Howington	Mills

Reed of Bowie Taylor
Simpson

HOUSE BILL NO. 828 ON SECOND
READING

(By unanimous consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 828, A bill to be entitled "An Act amending Sections 3, 5, 6, 7 and 9 of Chapter 426, Acts of the Regular Session of the Forty-fifth Legislature, relative to the powers of the San Jacinto River Conservation and Reclamation District; providing for the appointment, terms, salary, rights, powers and duties of the Board of Directors of said district; fixing the boundaries and domicile of said district; declaring the recurrent floods in the valley of the San Jacinto River to be a public calamity; repealing Section 11 of said Chapter 426, Acts of the Regular Session of the Forty-fifth Legislature, together with all other laws and parts of laws in conflict with the provisions of this Act; providing a saving clause and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 828 ON THIRD
READING

Mrs. Colson moved that the Constitutional Rule requiring bills to be read on three several days be suspended, and that House Bill No. 828 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—116

Allen	Bundy
Allison	Burkett
Alsup	Carlton
Avant	Carrington
Bailey	Cato
Baker	Clark
Bean	Cleveland
Benton	Coker
Brawner	Colson, Mrs.
Bray	Connelly
Bridgers	Craig
Brown	Davis
Bruhl	Deen

Dickson of Bexar	McDonald
Dickson of Nolan	McGlasson
Duckett	McMurry
Dwyer	McNamara
Ellis	Manford
Eubank	Markle
Evans	Martin
Favors	Matthews
Ferguson	Montgomery
Files	Moore
Fitzgerald	Morgan
Fuchs	Morris
Gandy	Morse
Gilmer	Murray
Goodman	Nicholson
Hanna	Pace
Hardeman	Parker
Hargis	Pevehouse
Harris of Dallas	Phillips
Harris of Hill	Price
Hartzog	Rampy
Heflin	Reed of Dallas
Helpinstill	Ridgeway
Henderson	Rhodes
Hileman	Roark
Hobbs	Roberts
Huddleston	Sallas
Huffman	Senterfitt
Hughes	Shell
Humphrey	Skiles
Hutchinson	Smith of Bostrop
Kelly	Smith of Atascosa
Kennedy	Spacek
Kinard	Spangler
Klingeman	Stanford
Knight	Stinson
Lansberry	Stubbs
Lehman	Thornton
Little	Turner
Lock	Voigt
Love	Walters
Lowry	Wattner
Lucas	Weatherford
Lyle	White
McAlister	Whitesides

Absent

Anderson	Halsey
Blankenship	Howard
Boone	Isaacks
Celaya	Jones
Chambers	Kersey
Crossley	McLellan
Crosthwait	Manning
Daniel	Sharpe
Dove	Vale
Garland	Winfree

Absent—Excused

Bell	Burnaman
Bullock	Donald

Howington	Mills
Hoyo	Reed of Bowie
King	Simpson
Leyendecker	Taylor
McCann	

The Speaker then laid House Bill No. 828 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—116

Allen	Helpinstill
Allison	Henderson
Alsup	Hileman
Avant	Hobbs
Bailey	Huddleston
Baker	Huffman
Bean	Hughes
Benton	Humphrey
Brawner	Hutchinson
Bray	Kelly
Bridgers	Kennedy
Brown	Kinard
Bruhl	Klingeman
Bundy	Knight
Burkett	Lansberry
Carlton	Lehman
Carrington	Little
Cato	Lock
Clark	Love
Cleveland	Lowry
Coker	Lucas
Colson, Mrs.	Lyle
Connelly	McAlister
Craig	McDonald
Davis	McGlasson
Deen	McMurry
Dickson of Bexar	McNamara
Dickson of Nolan	Manford
Duckett	Markle
Dwyer	Martin
Ellis	Matthews
Eubank	Montgomery
Evans	Moore
Favors	Morgan
Ferguson	Morris
Files	Morse
Fitzgerald	Murray
Fuchs	Nicholson
Gandy	Pace
Gilmer	Parker
Goodman	Pevehouse
Hanna	Phillips
Hardeman	Price
Hargis	Rampy
Harris of Dallas	Reed of Dallas
Harris of Hill	Ridgeway
Hartzog	Rhodes
Heflin	Roark

Roberts	Stinson
Sallas	Stubbs
Senterfitt	Thornton
Shell	Turner
Skiles	Voigt
Smith of Bostrop	Walters
Smith of Atascosa	Wattner
Spacek	Weatherford
Spangler	White
Stanford	Whitesides

Absent

Anderson	Halsey
Blankenship	Howard
Boone	Isaacks
Celaya	Jones
Chambers	Kersey
Crossley	McLellan
Crosthwait	Manning
Daniel	Sharpe
Dove	Vale
Garland	Winfree

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	Mills
Donald	Reed of Bowie
Howington	Simpson
Hoyo	Taylor
King	

HOUSE BILL NO. 816 ON SECOND READING

(By unanimous consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 816, A bill to be entitled "An Act to create road district number seven, of Lavaca County, Texas; defining its boundaries; conferring upon said road district all the rights, powers, privileges and duties now conferred and imposed by the General Laws of Texas upon road districts; providing that any territory within the bounds of said district, as created by this Act, shall remain chargeable with any and all outstanding bonded indebtedness heretofore voted by such territory; etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 816 ON THIRD READING

Mr. Hobbs moved that the Constitutional Rule requiring bills to be

read on three several days be suspended, and that House Bill No. 816 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Allen	Howard
Allison	Huddleston
Alsup	Hughes
Avant	Humphrey
Bailey	Hutchinson
Baker	Isaacks
Bean	Jones
Benton	Kelly
Brawner	Kennedy
Bray	Klingeman
Brown	Knight
Bruhl	Lansberry
Bundy	Lehman
Burkett	Little
Carlton	Lock
Carrington	Love
Cato	Lowry
Celaya	Lucas
Clark	Lyle
Cleveland	McAlister
Coker	McDonald
Colson, Mrs.	McGlasson
Connelly	McMurry
Craig	McNamara
Crosthwait	Markle
Daniel	Martin
Davis	Matthews
Deen	Montgomery
Dickson of Bexar	Moore
Dickson of Nolan	Morgan
Dove	Morris
Duckett	Morse
Dwyer	Murray
Ellis	Pace
Eubank	Parker
Evans	Pevehouse
Favors	Phillips
Ferguson	Price
Files	Rampy
Fitzgerald	Reed of Dallas
Fuchs	Ridgeway
Gilmer	Rhodes
Hanna	Roark
Hardeman	Roberts
Hargis	Sallas
Harris of Dallas	Senterfitt
Harris of Hill	Shell
Hartzog	Skiles
Heflin	Smith of Bastrop
Helpinstill	Smith of Atascosa
Henderson	Spacek
Hileman	Stanford
Hobbs	Stinson

Stubbs	Weatherford
Thornton	White
Voigt	Whitesides
Walters	Winfree
Wattner	

Absent

Anderson	Kersey
Blankenship	Kinard
Boone	McLellan
Bridgers	Manford
Chambers	Manning
Crossley	Nicholson
Gandy	Sharpe
Garland	Spangler
Goodman	Turner
Halsey	Vale
Huffman	

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	Mills
Donald	Reed of Bowie
Howington	Simpson
Hoyo	Taylor
King	

The Speaker then laid House Bill No. 816 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—115

Allen	Davis
Allison	Deen
Alsup	Dickson of Bexar
Avant	Dickson of Nolan
Bailey	Dove
Baker	Duckett
Bean	Dwyer
Benton	Ellis
Brawner	Eubank
Bray	Evans
Brown	Favors
Bruhl	Ferguson
Bundy	Files
Burkett	Fitzgerald
Carlton	Fuchs
Carrington	Gilmer
Cato	Hanna
Celaya	Hardeman
Clark	Hargis
Cleveland	Harris of Dallas
Coker	Harris of Hill
Colson, Mrs.	Hartzog
Connelly	Heflin
Craig	Helpinstill
Crosthwait	Henderson
Daniel	Hileman

Hobbs	Morse
Howard	Murray
Huddleston	Pace
Hughes	Parker
Humphrey	Pevehouse
Hutchinson	Phillips
Isaacks	Price
Jones	Rampy
Kelly	Reed of Dallas
Kennedy	Ridgeway
Klingeman	Rhodes
Knight	Roark
Lansberry	Roberts
Lehman	Sallas
Little	Senterfitt
Lock	Shell
Love	Skiles
Lowry	Smith of Bastrop
Lucas	Smith of Atascosa
Lyle	Spacek
McAlister	Stanford
McDonald	Stinson
McGlasson	Stubbs
McMurry	Thornton
McNamara	Voigt
Markle	Walters
Martin	Wattner
Matthews	Weatherford
Montgomery	White
Moore	Whitesides
Morgan	Winfree
Morris	

Absent

Anderson	Kersey
Blankenship	Kinard
Boone	McLellan
Bridgers	Manford
Chambers	Manning
Crossley	Nicholson
Gandy	Sharpe
Garland	Spangler
Goodman	Turner
Halsey	Vale
Huffman	

Absent—Excused

Bell	Leyendecker
Bullock	McCann
Burnaman	Mills
Donald	Reed of Bowie
Howington	Simpson
Hoyo	Taylor
King	

BILL REREFERRED

Mr. Celaya moved that House Bill No. 739 be withdrawn from the Committee on State Affairs and referred to the Committee on Appropriations.

The motion prevailed.

GRANTING EMPLOYEES OF THE HOUSE A HOLIDAY

Mr. Heflin offered the following resolution:

H. S. R. No. 180, Granting Employees of the House a Holiday.

Whereas, The Membership of the House will be away from Austin on Monday, April 7th, on an all-day trip to Brownwood, Texas; and

Whereas, The work for the employees of the House is considerably lessened when the Members are absent; now therefore, be it

Resolved, by the House of Representatives, that all of the employees of the House, or as many as can be spared from their duties, be given a holiday on Monday, April 7th.

The resolution was read second time and was adopted.

INVITING KAY KYSER TO APPEAR BEFORE THE HOUSE

Mr. Eubank offered the following resolution:

H. S. R. No. 183, Inviting Kay Kyser to Appear Before the House.

Whereas, Kay Kyser and His Orchestra will be in Austin to visit the campus of the University of Texas on Friday, April 25, 1941; and

Whereas, Kay Kyser and His "College of Musical Knowledge" has brought many hours of pleasure to all the Members of the House and friends throughout the Nation; and

Whereas, This House is in need of some scholarly advice in various and sundry matters, and schooling along the lines of relaxation, swing and "let's dance"; therefore, be it resolved that the old professor, Kay Kyser, bring his class to order before the House of Representatives of Texas and give us some philosophy from his musical learnings; now therefore, be it

Resolved, That this orchestra be invited to present a program in the House of Representatives on Friday, April 25, 1941; and be it further

Resolved, That a copy of this resolution be mailed to Kay Kyser.

EUBANK,
REED of Dallas,
STANFORD,
CARRINGTON,
LEHMAN.

The resolution was read second time and was adopted.

EXTENDING CONGRATULATIONS OF THE HOUSE

Mr. Hobbs offered the following resolution:

H. S. R. No. 182, Extending Congratulations of the House to Fred Nieman and Mary Elizabeth Sutherland.

Whereas, On Thursday, April 3, the student body of the University of Texas, in a precedent breaking election, chose as their highest officers of President and Vice-President, Fred Nieman and Mary Elizabeth Sutherland, respectively; and

Whereas, President Fred Nieman is a supremely outstanding student on the University Campus, having scholastic as well as student activity leadership to his credit and being a person who is gaining an education by working his way through college; and

Whereas, He is an employee of the House of Representatives in a part-time capacity, and

Whereas, The House is proud of his achievements, and

Whereas, Miss Sutherland is also an outstanding student and the first co-ed elected to the office of Vice-President since the organization of the Students' Association, now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That we, in honor and observance of these two students, Fred Nieman and "Liz" Sutherland, invite them to appear Tuesday morning to be presented to the House of Representatives and accept our congratulations.

HOBBS,
CARRINGTON,
STANFORD.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, April 4, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 201, A bill to be entitled "An Act amending Section 11 of Article 2351 of the Revised Civil Statutes of Texas, 1925, as amended, pertaining to the powers and duties of Commissioners' Courts' by adding thereto a provision authorizing the Commissioners' Court to appropriate money not exceeding Seventy-five Thousand Dollars, out of any available funds, to lend to or deposit with any agency of the State of Texas or of the United States, to aid and assist in carrying out the purposes and provisions of an Act of Congress of the United States, pertaining to the distribution of surplus commodities under the direction of the Surplus Marketing Administration in the Department of Agriculture of the United States and all regulations issued thereunder creating the Food Stamp Plan or system, and declaring an emergency." (With amendment.)

S. B. No. 20, A bill to be entitled "An Act providing a more efficient fiscal system for the State of Texas; creating a Director of the Budget, etc., and declaring an emergency."

Adopted

H. C. R. No. 86, Providing that each House grant the other the right to adjourn from Friday, April 4th, to Tuesday, April 8th.

Respectfully,

BOB BARKER,

Secretary of the Senate.

HOUSE BILL NO. 201 WITH SENATE AMENDMENTS

Mr. Ridgeway called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 201, A bill to be entitled "An Act amending Section 11 of Article 2351 of the Revised Civil Statutes of Texas, 1925, as amended, pertaining to the powers and duties of Commissioners' Courts by adding thereto a provision authorizing the Commissioners' Court to appropriate money not exceeding Seventy-five Thousand Dollars, out of any available funds, to lend to or deposit with any agency of the State of Texas or of the United States, to aid and assist in carrying out the purposes and provisions of an Act of Congress of

the United States, pertaining to the distribution of surplus commodities under the direction of the Surplus Marketing Administration in the Department of Agriculture of the United States and all regulations issued thereunder creating the Food Stamp Plan or system, and declaring an emergency."

On motion of Mr. Ridgeway, the House concurred in the Senate amendments by the following vote:

Yeas—109

Allen	Huddleston
Allison	Huffman
Alsup	Hughes
Anderson	Humphrey
Avant	Hutchinson
Bailey	Isaacks
Baker	Jones
Boone	Kelly
Brawner	Kennedy
Bray	Kinard
Bridgers	Klingeman
Brown	Knight
Bundy	Lansberry
Burkett	Lehman
Carlton	Little
Carrington	Lock
Cato	Love
Clark	Lowry
Cleveland	Lyle
Coker	McAlister
Colson, Mrs.	McDonald
Connelly	McGlasson
Crossley	McLellan
Crosthwait	McMurry
Daniel	McNamara
Davis	Manford
Deen	Manning
Dickson of Bexar	Markle
Dove	Martin
Dwyer	Matthews
Duckett	Montgomery
Ellis	Morris
Favors	Morse
Ferguson	Murray
Files	Nicholson
Fitzgerald	Pevehouse
Fuchs	Phillips
Gandy	Price
Garland	Reed of Dallas
Hanna	Ridgeway
Hardeman	Rhodes
Hargis	Roark
Harris of Dallas	Roberts
Heflin	Sallas
Helpinstill	Senterfitt
Henderson	Shell
Hileman	Skiles

Smith of Bastrop	Voigt
Smith of Atascosa	Walters
Spacek	Wattner
Spangler	Weatherford
Stanford	White
Stinson	Whitesides
Stubbs	Winfree
Thornton	

Absent

Bean	Hartzog
Benton	Hobbs
Blankenship	Howard
Bruhl	Kersey
Celaya	Lucas
Chambers	Moore
Craig	Morgan
Dickson of Nolan	Pace
Eubank	Parker
Evans	Rampy
Gilmer	Reed of Bowie
Goodman	Sharpe
Halsey	Turner
Harris of Hill	Vale

Absent—Excused

Bell	King
Bullock	Leyendecker
Burnaman	McCann
Donald	Mills
Howington	Simpson
Hoyo	Taylor

SENATE BILL ON FIRST READING

The following Senate Bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

S. B. No. 20, to the Committee on State Affairs.

RELATIVE TO HOUSE BILL
NO. 44

On motion of Mr. Kinard, and by unanimous consent of the House, the following amendments were adopted to House Bill No. 44:

Amend House Bill No. 44, Section 2, by striking out the words "Twelfth District—Jasper County" and inserting in lieu thereof the words "Twelfth District—Polk County."

KINARD.

Amend House Bill No. 44, Section 2, by striking out the words "Thirteenth District—Polk County" and inserting in lieu thereof the words

"Thirteenth District—Jasper County."

KINARD.

Amend House Bill No. 44, Section 2, by striking out the words "Seventy-seventh District—Eastland County" and inserting in lieu thereof the words "Seventy-seventh District—Comanche County."

KINARD.

Amend House Bill No. 44 by striking out Section 3 thereof and renumbering subsequent sections to conform.

KINARD.

Amend House Bill No. 44, Section 2, by striking out the words "Thirty-fifth District—Fayette County" and "Thirty-sixth District—Lavaca County."

KINARD.

Amend House Bill No. 44, Section 2, by inserting at the proper place the words "Twenty-first District—Wharton County."

KINARD.

BILLS AND RESOLUTIONS
SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolutions:

H. B. No. 152, "An Act authorizing eligible cities as defined herein to issue refunding bonds, providing method of paying and securing such bonds, enacting other provisions relating to the subject and other provisions relating to the issuance and payment of such bonds, authorizing proceedings under the Municipal Bankruptcy Act, making this Act cumulative of other laws, providing that it shall take precedence over other laws, general or special, and all charter provisions in conflict or inconsistent herewith; and declaring an emergency."

H. B. No. 800, "An Act making unlawful the use of force or violence or threats thereof to prevent or attempt to prevent any person from engaging in any lawful vocation and providing penalties for the violation thereof; making it unlawful for any person acting in concert with other

persons to assemble and prevent or attempt to prevent by force or violence any person from engaging in a lawful vocation and making it unlawful to encourage and aid such unlawful assemblage and providing penalties for the violation thereof; defining the term 'labor dispute'; making the provisions of this Act cumulative of existing laws; and providing a severance or saving clause; and declaring an emergency."

H. B. No. 412, "An Act amending Section 3 of H. B. 1152, Regular Session, Forty-fifth Legislature, so as to permit the sale of minnows in Johnson County."

H. C. R. No. 86, Providing for certain adjournment period.

S. C. R. No. 37, Providing for Joint Session of the Legislature to hear Miss Helen Keller.

HOUSE BILLS ON FIRST READING

The following House Bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Whitesides:

H. B. No. 859, A bill to be entitled "An Act making it unlawful to kill quail in Cherokee County except on certain days of the week during the period beginning December 1st and ending January 16th each year; fixing a bag limit; providing a penalty; defining what constitutes hunting; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Crosthwait, Mr. Stinson, Mr. Reed of Dallas, Mr. Hanna and Mr. Harris of Dallas:

H. B. No. 860, A bill to be entitled "An Act prescribing the method for the annexation of unoccupied territory contiguous and adjacent to the city limits of certain incorporated cities or towns, on petition of the owners of all such territory; providing for the recording of such petitions and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Halsey:

H. B. No. 861, A bill to be entitled "An Act to amend Subdivision 106 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, so as to change the length of the terms of District Court and the time of holding the terms of District Court in Terry, Lynn, Garza, Dawson, Gaines and Yoakum Counties, constituting the One Hundred and Sixth Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next terms of court in said counties and district, as herein fixed; to validate the summoning of grand and petit juries under the present law so as to render them available in said counties under this Act."

Referred to the Committee on Counties.

By Mr. Montgomery, Mr. Heflin and Mr. Winfree:

H. B. No. 863, A bill to be entitled "An Act providing for the location of grave yards or cemeteries, providing for the removal of bodies, and providing for the abatement of nuisances in all counties in this State with a population of 525,000 or more, according to the last preceding Federal Census, and declaring an emergency."

Referred to the Committee on Counties.

Mr. Stanford asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 862.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Stanford and Mr. Carrington:

H. B. No. 862, A bill to be entitled "An Act to validate all ad valorem tax levies heretofore made by incorporated cities and towns in the State of Texas for current expenses, for

support of public free schools and for interest and sinking funds to pay bonded obligations heretofore authorized by the electorate, which levies are void and unenforceable because the governing bodies of such cities and towns failed to make such levies by formal ordinance or made the levies prior to final approval of the annual budget, or because the levies were made and adopted without the tax rolls being actually before such governing bodies, and making all such levies enforceable under this Act as though adopted originally by ordinance in strict compliance with all requirements of law; provided this Act shall not apply to levies the validity of which has been attacked by litigation pending in court on effective date of this Act; and declaring an emergency."

Referred to the Committee on Education.

Mr. Rhodes asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 864.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Rhodes:

H. B. No. 864, A bill to be entitled "An Act to amend Article 4557, Revised Civil Statutes of Texas, 1925, as amended by Section 4 of House Bill No. 410, Chapter 4, Acts of the Regular Session of the 46th Legislature, page 360, so as to provide that any person shall be authorized to practice optometry in this State who has been actively engaged for a period of at least ten (10) years prior to the effective date of this Act as an apprentice in the office of an optometrist qualified to practice optometry in this State, and that such person shall be entitled to a license without examination upon proof that he has been so engaged; and declaring an emergency."

Referred to the Committee on Public Health.

Mr. Wattner asked unanimous consent to introduce at this time and

have placed on first reading House Bill No. 865.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Wattner, Mr. Crosthwait and Mr. Weatherford:

H. B. No. 865, A bill to be entitled "An Act to amend Section 1 of House Bill No. 556, Chapter 59, Acts of the Regular Session of the Forty-fourth Legislature, page 145, so as to change the time of holding the terms of the District Court in the 86th Judicial District composed of Van Zandt, Kaufman and Rockwall Counties; and prescribing the effective date of this Act."

Referred to the Committee on Judiciary and Uniform State Laws.

Mr. Allen asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 866.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Allen, Miss Files, Mr. Jones, Mr. Brawner, Mr. Boone, Mr. Simpson, Mr. Love, Mr. Goodman, Mr. Crosthwait, Mr. Stinson and Mr. Hanna:

H. B. No. 866, A bill to be entitled "An Act making an appropriation out of the State Highway Fund for refunding donations made for the purpose of making surveys and investigation on Highway No. 22, and which work was never accomplished; and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Voigt asked unanimous consent to introduce at this time and have placed on first reading House Bill No. 867.

There was no objection.

The Speaker then laid the bill before the House, it was read first time and referred to the appropriate committee, as follows:

By Mr. Voigt:

H. B. No. 867, A bill to be entitled "An Act to amend Article 6371 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 107, Acts of the Regular Session of the 42nd Legislature, which regulates the equipment of locomotives as to whistles and bells, and to amend Article 1672 of the Penal Code of the Revised Criminal Statutes of Texas, 1925, which relates to ringing of bells and blowing of whistles at crossings of public roads and streets. This amendment providing that said locomotives may be equipped with air siren, steam whistle or air whistle and substituting for the word "whistle" in said Acts the words "sounded or blown," and providing that the governing bodies of cities and towns having a population of 5000 or more may by ordinance regulate the ringing of said bells and the sounding or blowing of said whistles or sounding of sirens within the corporate limits; and repealing all laws in conflict herewith; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

ADJOURNMENT

On motion of Mr. Kennedy, the House at 12:35 o'clock p. m. adjourned until 10:00 o'clock a. m. next Tuesday, April 8.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

State Affairs: H. B. Nos. 7, 221, 454, 611, 625, 627 and 751; H. C. R. Nos. 67, 68 and 84; S. C. R. Nos. 31 and 32.

Municipal and Private Corporations: H. B. No. 810.

Revenue and Taxation: H. B. Nos. 224 and 363.

Education: H. B. No. 613.

Judiciary and Uniform State Laws: H. B. Nos. 321 and 432.

School Districts: H. B. Nos. 475 and 854.

Public Health: H. B. No. 821; S. B. No. 198.

The Committee on Revenue and Taxation filed an adverse report on H. B. No. 634.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, April 3, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. B. No. 824, A bill to be entitled "An Act amending Articles 239, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 249 of Title 10, Revised Civil Statutes of Texas, 1925, to provide for the amicable adjustment of grievances and disputes that may arise between employers or receiver and employees, to create a board of arbitration; to provide for compensation of said board; to provide for the penalties of the violation hereof; defining words or terms; providing a severance or saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 4, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills to whom was referred

H. C. R. No. 86, Providing that each House grant the other the right to adjourn from Friday, April 4th, until Tuesday, April 8th.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, April 4, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 412, "An Act amend-

ing Section 3 of House Bill No. 1152, Regular Session, Forty-fifth Legislature, so as to permit the sale of minnows in Johnson County; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

MURRAY, Vice Chairman.

Austin, Texas, April 3, 1941.
Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. B. No. 800, "An Act making unlawful the use of force or violence or threats thereof to prevent or attempt to prevent any person from engaging in any lawful vocation and providing penalties for the violation thereof; making it unlawful for any person acting in concert with other persons to assemble and prevent or attempt to prevent by force or violence any person from engaging in a lawful vocation and making it unlawful to encourage and aid such unlawful assemblage and providing penalties for the violation thereof; defining the term "labor dispute"; making the provisions of this Act cumulative of existing laws; and providing a severance or saving clause; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

MURRAY, Vice Chairman.

Austin, Texas, April 3, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 152, "An Act Authorizing eligible cities as defined herein to issue refunding bonds; providing method of paying and securing such bonds; enacting other provisions relating to the subject and other provisions relating to the issuance and payment of such bonds; authorizing proceedings under the Municipal Bankruptcy Act; making this Act cumulative of other laws, providing that it shall take precedence over other laws, general or special, and

all charter provisions in conflict or inconsistent herewith; and declaring an emergency.

Has carefully compared same and finds it correctly enrolled.

MURRAY, Vice Chairman.

Austin, Texas, April 4, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 86, Granting permission to both Houses to adjourn from Friday, April 4, 1941, until Tuesday, April 8, 1941.

Has carefully compared same and finds it correctly enrolled.

MURRAY, Vice Chairman.

SENT TO THE GOVERNOR

April 4, 1941.

House Bill No. 152.

House Bill No. 800.

House Bill No. 412.

House Concurrent Resolution No. 86.

FIFTIETH DAY

(Tuesday, April 8, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Brown
Allen	Bruhl
Allison	Bullock
Alsup	Bundy
Avant	Burkett
Bailey	Burnaman
Baker	Carlton
Bell	Carrington
Benton	Cato
Blankenship	Celaya
Boone	Chambers
Brawner	Clark
Bray	Cleveland
Bridgers	Coker